



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of

Osamu OKUMURA et al.

Mail Stop: **PGPUB DRAWINGS**

Application No.: 10/828,331

Filed: April 21, 2004

Docket No.: 038959.02

For: REFLECTIVE COLOR LCD WITH COLOR FILTERS HAVING PARTICULAR TRANSMISSIVITY

**PETITION IN RESPONSE TO NOTICE OF OMITTED ITEMS IN A
NONPROVISIONAL APPLICATION UNDER 37 C.F.R. §1.182**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Omitted Items in a Nonprovisional Application - Filing Date Granted (copy attached) mailed on August 11, 2004, Applicants respectfully submit that all formal drawings, i.e., Figs. 1-81 (73 sheets), were filed on April 21, 2004, the original filing date for this application. Copies of the Patent Office stamped postcard and receipt, confirming that 73 sheets of formal drawings (Figs. 1-81), including Figure 10 had been deposited with the Patent Office on April 21, 2004, are attached. Therefore, in order to expedite prosecution, Figure 10 is resubmitted to the Patent Office.

Our Check No. 157861 in the amount of \$130.00 to cover the filing fee is attached. The Commissioner is hereby authorized to charge any other fees that may be required to complete this filing, or to credit any overpayment, to Deposit Account No. 15-0461. Two duplicate copies of this sheet are attached.

Respectfully submitted,


James A. Oliff
Registration No. 27,075

George P. Simion
Registration No. 47,089

JAO:GPS/jam

Date: August 31, 2004

OLIFF & BERRIDGE, PLC
P.O. Box 19928
Alexandria, Virginia 22320
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| <p>DEPOSIT ACCOUNT USE AUTHORIZATION Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 15-0461</p> |
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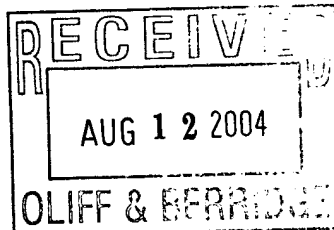
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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/828,331 | 04/21/2004 | Osamu Okumura | 038959.02 |

25944
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 ALEXANDRIA, VA 22320



CONFIRMATION NO. 4236

FORMALITIES LETTER



OC000000013502628

Date Mailed: 08/11/2004

NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) 10 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

Applicant is advised that generally the filing fee required for an application is the filing fee in effect on the filing date accorded the application and that payment of the requisite basic filing fee on a date later than the filing date of the application requires payment of a surcharge (37 CFR 1.16(e)). To avoid processing delays and payment of a surcharge, applicant should submit any balance due for the requisite filing fee based on the later filing date being requested when submitting the omitted item(s) and the petition (and petition fee) requesting the later filing date.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b)**. In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the

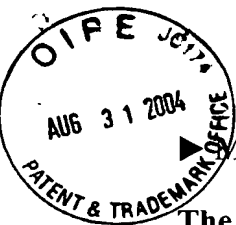
references in the specification to the drawing figures to correspond with any relabeled drawing figures, is required. A copy of the drawing figures showing the proposed changes in red ink should accompany with any drawing changes. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Z. Araya
Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY

PTO RECEIPT FOR FILING OF PAPERS



Mail Room (Regular Delivery)

The following papers have been filed:

Rule 53(b) Transmittal w/ck #153304 (\$856); 100 pp spec/11 clms/abstract; 73 shts fml drawings (Figs. 1-81); exec. Dec; Information Disclosure Statement w/1449; Appdata Sheet

Name of Applicant: Osamu OKUMURA, Eiji OKAMOTO, Tsuyoshi MAEDA and Toshiharu MATSUSHIMA

Serial No.: Rule 53(b) Div. of 09/671,354

Atty. File No.: 038959.02

Title (New Cases): REFLECTIVE COLOR LCD WITH COLOR FILTERS HAVING PARTICULAR TRANSMISSIVITY

Sender's Initials: JAO:GPS/jam

**NEW APPLICATION**254
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PATENT OFFICE DATE STAMP

COPY TO BE STAMPED BY PATENT OFFICE
AND RETURNED BY MESSENGER

Oliff & Berridge, PLC

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